

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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|----------------------|---|--------------|
| LARRY OLIPHANT | : | CIVIL ACTION |
| | : | |
| vs. | : | |
| | : | |
| TOM MCGINLEY, et al. | : | NO. 17-4082 |

ORDER

AND NOW, this 4th day of September, 2018, upon careful and independent consideration of the petition for a writ of habeas corpus and after review of the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey, and Petitioner's objections thereto, it is hereby **ORDERED** that:

1. Petitioner's objections to the Report and Recommendation are **DENIED**;
2. The Report and Recommendation is **APPROVED** and **ADOPTED**;
3. The petition for a writ of habeas corpus is **DENIED**;
4. There is no basis for the issuance of a certificate of appealability;
5. The Clerk of Court shall mark this case **CLOSED** for statistical purposes.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE